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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/771,546	01/29/2001	Robert Barra	P-1 CIP MG	9594
28752	7590	03/30/2005	EXAMINER	
LACKENBACH SIEGEL, LLP LACKENBACH SIEGEL BUILDING 1 CHASE ROAD SCARSDALE, NY 10583			BACKER, FIRMIN	
			ART UNIT	PAPER NUMBER
			3621	

DATE MAILED: 03/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)
	09/771,546	BARRA ET AL.
	Examiner	Art Unit
	Firmin Backer	3621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 11 January 2005.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 34-45 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 34-45 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
    - a) All    b) Some \* c) None of:
      1. Certified copies of the priority documents have been received.
      2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
      3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |   |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                    | Paper No(s)/Mail Date: _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date: _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|   | 6) <input type="checkbox"/> Other: _____                                    |

***Response to Amendment***

This is in response to an amendment file on January 11<sup>th</sup>, 2005. In the amendment, no claim has been amended, claims 1-33 have been canceled, and no claim has been added. Claims 34-45 remain pending in the letter.

***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 34-45 are rejected under 35 U.S.C. 102(e) as being anticipated by Tomkow (U.S. PG Pub No. 2002/0144154).

3. As per claims 34, Tomkow teaches a method of transmitting information which contains a request for specified services on an e-mail system comprising: connecting a sending computer to a communication network; submitting the information from the sending computer to the communication network; inputting the information onto a website server; transmitting, by the website server, the information to a mail center; receiving the information at the mail center; creating a record of the information at the mail center; storing the information by the mail center;

and sending an alert message to a receiving computer indicating that the information has been received (*see paragraphs 0006, 0029, 0030, 0192*).

4. As per claims 35, Tomkow teaches a method further comprising inputting the information into a software program on the website server that interprets the information (*see paragraphs 0006, 0029, 0030, 0192*).

5. As per claims 36, Tomkow teaches a method further comprising storing the record on a data storage system (*see paragraphs 0006, 0029, 0030, 0192*).

6. As per claims 37, Tomkow teaches a method further comprising utilizing a Uniform Resource Locator in the alert message to point the receiving computer to the mail center to access the information (*see paragraphs 0006, 0029, 0030, 0192*).

7. As per claims 38, Tomkow teaches a method further comprising retrieving the information by utilizing the Uniform Resource Locator (*see paragraphs 0006, 0029, 0030, 0192*).

8. As per claims 39, Tomkow teaches a method wherein the information includes an authentication database (*see paragraphs 0006, 0029, 0030, 0192*).

9. As per claims 40, Tomkow teaches a method further comprising confirming by the mail center that receiving computer has received the information (*see paragraphs 0006, 0029, 0030, 0192*).

10. As per claims 41, Tomkow teaches a method for transmitting information that contains a request for specified services from an e-mail service comprising: composing information on a sending computer; sending the information, which includes an authentication database, to a software program on the sending computer; comparing the authentication database with a database on the sending computer; sending the information from the sending computer to a mail center; processing the information at the mail center; and sending the information from the mail center to a receiving computer (*see paragraphs 0006, 0029, 0030, 0192*).

11. As per claims 42, Tomkow teaches a method further comprising authenticating the receiving computer (*see paragraphs 0006, 0029, 0030, 0192*).

12. As per claims 43, Tomkow teaches a method further comprising retrieving the message from the software program (*see paragraphs 0006, 0029, 0030, 0192*).

13. As per claims 44, Tomkow teaches a method further comprising utilizing the mail center to authenticate the receiving computer (*see paragraphs 0006, 0029, 0030, 0192*).

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14. As per claims 45, Tomkow teaches a method further comprising confirming by the mail center that receiving computer has received the information (*see paragraphs 0006, 0029, 0030, 0192*).

***Response to Arguments***

15. Applicant's arguments filed January 11<sup>th</sup>, 2005 have been fully considered but they are not persuasive.

a. Applicant argues that the prior art fail to teach that the server can provide verification without retaining the message. Examiner respectfully disagrees with Applicant's characterization of the prior art. It is evident that paragraphs 80 and 81 Tomkow teach RPost server computes a message digest for the message body, and a separate message digest for each of the attachments of the message and stores these in a manner in which they may be later included in a receipt for the message. Before the message is altered in the ways that registration will require, a copy of the original message and its attachments are stored in a manner in which they can be later retrieved by the system. Furthermore, Tomkow claims that the message is handled by the server in the normal manner when the indication is not provided by the sender to the server with the message and wherein the message is handled by the server in the particular manner when the indication is provided by the sender to the server with the message and wherein the message is processed by the server in a first path when the indication is not provided by the sender to the server with the message and wherein the message is processed by the

server in a second path different from the first path when the indication is provided by the sender to the server with the message and wherein the digital fingerprint of the message, the name of the sender, the identity and internet address of the server and the identity and internet address of the recipient are stored at the server, and the message, the digital fingerprint of the message, the name of the sender, the identity and internet address of the server and the identity and internet address of the recipient are transmitted to the sender for storage by the sender (*see paragraphs 80, 81 and claim 26*)

### ***Conclusion***

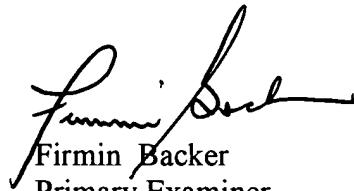
**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Firmin Backer whose telephone number is (703) 305-0624. The examiner can normally be reached on Mon-Thu 9:00 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on (703) 305-9768. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Firmin Backer  
Primary Examiner  
Art Unit 3621

March 18, 2005